





# 1c921 U.S. PTO 09/746620 12/21/00

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| DOCKET NUMBER | ANTICIPATED C<br>APPLICATION: | CLASSIFICATION OF THIS | PRIOR APPLICATION | je92h    |  |
|---------------|-------------------------------|------------------------|-------------------|----------|--|
|               | CLASS                         | SUBCLASS               | EXAMINER          | ART UNIT |  |
| 12008.21USC1  |                               |                        | UNKNOWN           | UNKNOWN  |  |

CERTIFICATE UNDER 37 CFR 1.10:

"Express Mail" mailing label number: EL650061318US

Date of Deposit: December \_24\_, 2000

I hereby certify that this paper or fee is being deposited with the U.S. Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Assistant Commissioner for Patents, Washington,  $\mathcal{P}_{\mathcal{C}_{k}}$  20231.

By: Brant Miles

### CONTINUATION APPLICATION UNDER 37 C.F.R. § 1.53(b)

#### **BOX PATENT APPLICATION**

Assistant Commissioner for Patents Washington, DC 20231

Dear Sir:

1.

This is a request for filing a continuation application under 37 CFR § 1.53(b) of Serial No. PCT/US99/14460, filed on June 24, 1999 entitled MULTI-SENSOR ARRAY FOR ELECTROCHEMICAL RECOGNITION OF NUCLEOTIDE SEQUENCES AND METHODS by the following inventor(s):

| Full Name     | Family Name                  | First Given Name         | Second Given Name        |
|---------------|------------------------------|--------------------------|--------------------------|
| Of Inventor   | DE LUMLEY-WOODYEAR           | THIERRY                  |                          |
| Residence     | City                         | State or Foreign Country | Country of Citizenship   |
| & Citizenship | CAMBRIDGE                    | UNITED KINGDOM           | FRANCE                   |
| Post Office   | Post Office Address          | City                     | State & Zip Code/Country |
| Address       | 22 WATER HOUSE, WATER LANE,  | CAMBRIDGE                | UNITED KINGDOM CB4 1XZ   |
| 8 · 10 ·      | CHESTERTON                   |                          |                          |
| Full Name     | Family Name                  | First Given Name         | Second Given Name        |
| Of Inventor   | CARUANA                      | DAREN                    | J.                       |
| Residence     | City                         | State or Foreign Country | Country of Citizenship   |
| & Citizenship | AUSTIN                       | TEXAS                    | USA                      |
| Post Office   | Post Office Address          | City                     | State & Zip Code/Country |
| Address       | 3456 NORTH HILLS DRIVE, #258 | AUSTIN                   | TEXAS 78731/USA          |
| Full Name     | Family Name                  | First Given Name         | Second Given Name        |
| Of Inventor   | HELLER                       | ADAM                     |                          |
| Residence     | City                         | State or Foreign Country | Country of Citizenship   |
| & Citizenship | AUSTIN                       | TEXAS                    | USA                      |
| Post Office   | Post Office Address          | City                     | State & Zip Code/Country |
| Address       | 5317 VALBURN CIRCLE          | AUSTIN                   | TEXAS 78731/USA          |

Enclosed is a copy of the prior application; including the specification, claims, drawings, oath or declaration showing the applicant's signature, and any amendments referred to in the oath or declaration filed to complete the prior application. (It is noted that no amendments referred to in the oath or declaration filed to complete the prior application introduced new matter therein.) The continuing application is as follows: 55 pages of specification, 52 claims, 1 pages of abstract, 17 sheets of drawings, and 4 pages of oath or declaration.





|    | $\boxtimes$ | The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein. |
|----|-------------|--|
| 2. |             | Cancel original claims of this application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)  |
| 3. | $\boxtimes$ | The filing fee is calculated below:  |
|    |             | CLAIMS AS FILED  |

#### NUMBER FILED NUMBER EXTRA RATE FEE TOTAL CLAIMS: -20 32 \$18.00 576.00 X INDEPENDENT CLAIMS -3 5 \$80.00 400.00 X \$710.00 BASIC FILING FEE: \$1,686.00 TOTAL FILING FEE:

Small entity status is claimed pursuant to 37 CFR 1.27.

Payment of fees:

**5**.

11. 6.

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Z.

Attached is a check in the amount of \$1,686.00

Please charge Deposit Account No. 13-2725.

The Commissioner is hereby authorized to charge any additional fees as set forth in 37 CFR §§ 1.16 to 1.18 which may be required by this paper or credit any overpayment to Account No. 13-2725.

Amend the specification by inserting before the first line the sentence:

"This application is a continuation of Application Serial No. PCT/US99/14460, filed June 24, 1999, which claims benefit to U.S. Provisional Application Serial No. 60/090,517, filed June 24, 1998, now abandoned, and U.S. Provisional Application Serial No. 60/093,100, filed July 16, 1998, now abandoned, and U.S. Provisional Application Serial No. 60/114,919, filed January 5, 1999, now abandoned, which application(s) are incorporated herein by reference."

7. A set of formal drawings (17 sheets) is enclosed.

8. Priority of application Serial No., filed on in, is claimed under 35 U.S.C. 119.

The certified copy has been filed in prior application Serial No., filed.

9. The prior application is assigned of record to TheraSense, Inc. located at Alameda, California.

10.  $\square$  The Power of Attorney in the prior application is to:

Merchant & Gould P.C. Minneapolis, MN 55402-2215





| 11.  |             | A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.) |   |                               |  |  |  |  |
|--|-------------|--|---|-------------------------------|--|--|--|--|
|  |             | Fee for excess claims is attached.   |   |                               |  |  |  |  |
| 12.  |             | A petition and fee has been filed to extend the term in the prior application until . A copy of the petition for extension of time in the prior application is attached.   |   |                               |  |  |  |  |
| 13.  |             | The inventor(s) in this application are less than those named in the prior application and it is requested that the following inventors identified above for the prior application be deleted:                         |   |                               |  |  |  |  |
| 14.  |             | A Nonpublication Request under 37 CFR 1.213(a) is enclosed.  |   |                               |  |  |  |  |
| 15.  |             | Also Enclosed:   |   |                               |  |  |  |  |
| 16.  | $\boxtimes$ | Address all future communications agent of record) at the address below  | to the <b>Attention of Karrie G. Weaver</b> (may only be w.   | completed by attorney of      |  |  |  |  |
| 17.  | $\boxtimes$ | A return postcard is enclosed.   |   |                               |  |  |  |  |
| the first than the man that the man than the man the man than the man thad the man the ma | 21 D        | ECEMBEN ZOOO   | Respectfully submitted,  MERCHANT & GOULD P.C. P.O. Box 2903 Minneapolis, MN 55402-0903 612.332.5300  Karrie G. Weaver Reg. No. 43,245 KWeaver:PSTkaw | 23552 PATENT TRADEMARK OFFICE |  |  |  |  |

PATENT APPLICATION SERIAL NO.

## U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE FEE RECORD SHEET

12/29/2000 RHARISI 00000084 09746620

| 01 | FC:101  |  |  |  | 710.00 0 | D |
|----|---------|--|--|--|----------|---|
| 02 | FC:102  |  |  |  | 400.00 0 | p |
| 03 | FC:103. |  |  |  | 576.00 0 | Ĭ |